EXHIBIT "1"

Filed 12/27/2006 Page 2 of 3 November 15, 2006

Deposition of Kirk Lamberth

McCollum vs. Amtren

	Page 21		Page 23	
1	manufacture?	1	O. What's her title?	A
	A. Let me count, because I want to try I'm	2	A. Accounting manager.	
2	not going again, I'm going to use a	3	Let me clarify that. It's accounting	2000
3	number that I just I think it's going to	4	and business management.	2000
4	be six or seven.	5	Q. And Derrick Garrett?	
5	Q. Okay. Now, do the engineers do any of the	6	A. Service manager.	2000 C
6		7	Q. And Michael Rogers?	Spirit I
7	manufacturing work? A. Their responsibility does not do that, but	8	A. He's the logistics and inventory manager.	2000
8	they do assist from time to time.	9	Q. Is he that person that we were talking	A 2 95750
9		10	about that would purchase and	A contra
10	Q. Okay. And to sort of get a picture in my	11	A. Exactly.	X 100 0X
11	head, once a unit is produced, I would	12	Q do inventory control and so on?	2000.00
12	assume it's boxed somehow, and your	13	A. Yes	W. C.
13	manufacturing people would do that and move	14	Q. Okay. And typically service manager to me	2000
14	it to some location to be sold?	15	means something in a retail setting, but	200000
15	A. We have an assembly line process. At the		what does your service manager do?	G00000000
16	end of the line it's quality checked, and	16	A. Our service manager receives calls from the	0000
17	then it goes into a carton and is closed	17	customer. He manages a small group,	2000
18	up, yes.	18	there's only two in it, but they're the	202.2862
19	Q. How many people are currently involved in	19	calls that come in from the customer with	2006-900
20	management with Amtren?	20		000
21	A. Currently? Five. Let me count	21	issues regarding the systems.	2000
22	MR. TRAWICK: To keep from	22	Q. Okay.	200
23	confusing the court reporter,	23	A. Questions that – you know, it's service	200
	Page 22		Page 24	
1	if you verbalize your	1	calls similar to if you would call a	X 20
2	thoughts, she takes it down.	2	manufacturer for help with a product.	
3	THE WITNESS: Sorry about that.	L	1	
1 3	TIL WITHEDO. Doily about that	1 3	O. And the accounting manager?	0,000
1 .		3 4	Q. And the accounting manager? A. Susan?	
4	My apologies.	4	A. Susan?	
4 5	My apologies. A. I'm going to say five.	4 5	A. Susan? Q. Yes.	
4 5 6	My apologies. A. I'm going to say five. Q. Okay. And I'm assuming that you are one of	4 5 6	A. Susan?Q. Yes.A. What was your question?	
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Case 2:05-cv-01237-WKW-WC

Deposition of Kirk Lamberth

Document 24-2 McCollum vs. Amtren Filed 12/27/2006

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	Page 25		Page 27
1	actually, some of them weekly.	1	before that?
2 (Q. Okay. Is she also responsible for writing	2	A. No, he was hired in as general manager.
3	checks?	3	Q. Okay. What about Derrick Garrett? How
	A. Yes, she is.	4	long has he been with you?
5 (Q. Making payments to Blue Cross Blue Shield?	5	A. Again, I'm going to estimate 2003. Late
	A. Yes, she is.	6	2003, early 2004.
	Q. And tax payments?	7	Q. And Michael Rogers?
8 .	A. Yes, she is.	8	A. Spring of 2006. Exact month, I would
	O. Is she a CPA?	9	estimate May.
-	A. No, she is not.	10	Q. Who did Mr. Rogers replace?
	Q. To try to shorten things a little bit, I'm	11	A. At the time of his employment?
2	going to say I think the general manager is	12	Q. Yes.
3	responsible for everything; is that right?	13	A. Wayne Crabtree.
.4	A. The general manager in the role is yes,	14	Q. And who did Derrick Garrett replace?
5	operations and I call it the front	15	A. The position did not it's a growth
16	office, if you will. It would be the	16	position. It did not exist.
17	service and the purchasing and the	17	Q. New position?
1 / 18	accounting areas, yes.	18	A. Yes.
	Q. Okay.	19	Q. And whom did Susan Seeber replace?
19	A. I think that's correct.	20	A. Lisa McNamee.
20	Q. And how is that role different from that of	21	Q. And Bobby Lake?
21	controller?	22	A. New position.
22	A. The controller title in Mr. Lake's	23	Q. Do you recall the date that Janice McCollus
23	A. The controller title in Mr. Bake b		
	Page 26	5	Page 2
1	situation is because he is the CPA, and he	1	was initially employed?
2	does review our accounting output; thus,	2	A. The dates of her employment?
3	the title is, if you will, a co-title to	3	Q. Yes.
4	allow that role to be a double check for	4	A. January of 2004 through April of 2005.
5	the accounting system.	5	Q. Okay. Who was responsible for hiring her
6	Q. Okay. When was Bobby Lake employed as	6	A. I was.
7	general manager and/or controller?	7	(Plaintiff's Exhibit 1 was marked
	A. I believe thedates are somewhere – we can	1	for identification.)
~	- I I I I I I I I I I I I I I I I I I I		for identification.)
8			· · · · · · · · · · · · · · · · · · ·
9	verify this. It would be knuary or	9	Q. If you would look at I'll represent to
9 10	verify this. It would be lanuary or February of this year. We can verify the	9	Q. If you would look at I'll represent to you this is Amtren's responses to
9 10 11	verify this. It would be lanuary or February of this year. We can verify the exact date if you want to. I do know it	9 10 11	 Q. If you would look at I'll represent to you this is Amtren's responses to Ms. McCollum's discovery requests. Have
9 10 11 12	verify this. It would be lanuary or February of this year. We can verify the exact date if you want to. I do know it was the beginning of this year.	9 10 11 12	Q. If you would look at I'll represent to you this is Amtren's responses to Ms. McCollum's discovery requests. Have you ever signed a copy of this?
9 10 11 12 13	verify this. It would be January or February of this year. We can verify the exact date if you want to. I do know it was the beginning of this year. Q. Okay. How about Susan Seeber?	9 10 11 12 13	Q. If you would look at I'll represent to you this is Amtren's responses to Ms. McCollum's discovery requests. Have you ever signed a copy of this? MR. TRAWICK: Yes.
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